**PATENTS** Attorney Docket No. 25846-0003 FORMAL COMMUNICATION

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the US PTO at fax

number 703-872-9306 on October 10, 2002.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Elfi Beidermann et al.

: Confirmation No.: 7777

App. No.: 09/693,558

1614

Filed:

October 20, 2000

: Examiner:

Phyllis G. Spivack

For:

Use of vitamin PP compounds

Commissioner for Patents Washington, D.C. 20231

Sir:

### TRANSMITTAL

Transmitted herewith for filing in the above-entitled patent application are the following: Response to Office Action, and Information Disclosure Statement (with 1 document)

Please charge the fee of \$18 tor one additional claim over 20; and any additional fees that may be required, to Deposit Account No. 08-1641, referring to 25846-0003.

Respectfully submitted,

Derek P. Freyberg

Attorney for Applicants

Reg. No. 29,250

Customer No. 25213 Heller Ehrman White & McAuliffe I LP 275 Middlefield Road Menlo Park CA 94025-3506 (650) 324-7014 October 10, 2002

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Sir: 18.00 CH 01 FC:1202

### RESPONSE TO OFFICE ACION

In response to the Office Action mailed July 12, 2002, and in accordance with the telephone interview between Examiner Spivack and Applicants' attorney in early September, please enter the following amendment and consider the following remarks.

#### **AMENDMENT**

In the Claims:

Amend claims 37, 39, 40, 41 - 46, 48, and 49 to tead as follows:

37.(Amended) The method of claim 32 where the compound having vitamin PP activity or a prodrug

thereof is tryptophan.

39 (Amended) The method of claim 50 where the cancerostatic or immunosuppressive agent is selected from the group consisting of

N-[2-(1-benzylpiperidin-4-yl)ethyl]-3-(pyridin-3-yl)propionamide;

N-{2-[1-(2-phenylethyl)pipcridin-4 yl]/ethyl}-3-(pyridin-3-yl)-propionamide;